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8 UNITED STATES BANKRUPTCY COURT

9 NORTHERN DISTRICT OF CALIFORNIA

10 **In re:**

Case No. 09-43732 WJL

11 **ROBERT EARL HADDEN, SR. and**
PATRICIA LIPSCOMB HADDEN,

Chapter 13

12 **Debtors.**

13 **REQUEST TO ENTER JUDGMENT**
VOIDING THE THIRD AND FOURTH
LIENS OF CHASE AS SUCCESSOR TO
WASHINGTON MUTUAL BANK AND ITS
SUCCESSORS IN INTEREST

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16 Debtors Robert and Patricia Hadden ("Debtors") hereby request the
17 court enter a judgment voiding the third and fourth liens of Chase as
18 successor to Washington Mutual Bank and its successors in interest
19 ("Chase") secured against Debtors' property located at 7886 Sunkist
20 Drive, Oakland, CA 94605 ("the property").

21 1. This request is based on the petition, schedules, and
22 documents on file herein, the Motion to Value the Second Lien of Bank
23 of America, N.A. and the Third and Fourth Liens of Chase as Successor
24 to Washington Mutual, Memorandum of Points and Authorities in Support
25 of the Motion and Declaration of Debtor in Support of the Motion filed
26 on September 23, 2011, and subsequent Order Valuing the Lien of Second

1 Lien of Bank of America, N.A. and the Third and Fourth Liens of Chase
2 as Successor to Washington Mutual entered on December 6, 2011.

3 2. On August 6, 2009, Debtors' chapter 13 plan, which stated
4 Debtors' intention to strip the liens of Washington Mutual from their
5 residence, was confirmed. Chase is the successor to Washington
6 Mutual.

7 3. On June 16, 2011, an Order was entered modifying the Chapter
8 13 Plan to state Debtors' intention to strip the lien of Bank of
9 America from their residence which was previously inadvertently
10 omitted.

11 4. On May 4, 2012, an Order was entered modifying the Chapter 13
12 Plan to change Debtors' election to have the property of the estate
13 pertaining solely to the Property not revest in the Debtors upon
14 confirmation of the plan.

15 5. On May 23, 2014, a Notice of Plan Completion and Request for
16 Discharge was filed.

17 6. On May 27, 2014, an Order Discharging 13 Debtor After Plan
18 Completion was entered.

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20 Based on the foregoing, Debtors pray that:

21 1. The court will enter an appropriate form of judgment
22 determining the liens to be entirely, permanently, and for all
23 purposes void and unenforceable.

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25 Dated: May 29, 2014

/s/ Anne Y. Shiao

ANNE Y. SHIAU

Attorney for Debtors